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FLOOR DEBATE

March 19, 2002      LB 1073

requirements and bring in another \$125...\$120,000 worth of safety funds. It also requires drivers who are provisional operators or are under school permits to have all their passengers in safety restraints, and it changes what we adopted two years ago and eliminates the first offense waiver, a provision from, as I said, in year 2000 that's proven unworkable for county attorneys and local law enforcement. Thank you.

SENATOR COORDSEN: Thank you. Amendments on the desk, Mr. Clerk.

CLERK: Mr. President, the first amendment this morning, Senator Smith, AM3054, Senator. (Legislative Journal page 965.)

SENATOR COORDSEN: Senator Smith, to open on your amendment.

CLERK: Actually, Senator, I'm sorry.

SENATOR COORDSEN: Pardon me.

CLERK: I'm sorry, no, that's right, AM3054. You're right, yes, thank you.

SENATOR COORDSEN: Senator Smith.

SENATOR SMITH: Thank you, Mr. President. Members, AM3054 basically makes the provision established in LB 1073 "waiverable", if you will, with the purchase of the safety device. Basically, if someone does not intend to break the law and be a criminal and they go out and purchase the safety restraint following the citation, the fine would be waived with the proof of purchase. I believe that this is a good way to approach it so that there is at least some leeway there. Now, I...I would raise the issue of enforceability of the current law. I raise even greater concern with the enforceability of an enhanced criminal package contained in LB 1073. So I would entertain any questions or concerns about AM3054 to LB 1073. Thank you.

SENATOR COORDSEN: Thank you, Senator Smith. Senator Thompson, to speak to the Smith amendment.